

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – RWS&S Dept. – Allegations of non-commissioning of PWS schemes in Jammikunta (M), Karimnagar district – Sri O. Rajalingam, the then Superintending Engineer, RWS&S, Karimnagar (now Retd.) – Disciplinary proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 read with Rule 9 A.P. Revised Pension Rules, 1980 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.IA) DEPARTMENT

G.O.Rt.No. 402.

Dated:21.02.2014

Read:

G.O.Ms.No.39, PR&RD (Vig.IA) Dept., dt.21.02.2014.

ORDER:

In pursuance of the sanction accorded in the reference read above, under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, for instituting departmental proceedings against Sri O. Rajalingam, the then Superintending Engineer, RWS&S, Karimnagar (now Retd.), it is proposed to hold an enquiry against Sri O. Rajalingam, the then Superintending Engineer, RWS&S, Karimnagar (now Retd.), in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3 Sri O. Rajalingam, the then Superintending Engineer, RWS&S, Karimnagar (now Retd.), is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri O. Rajalingam, the then Superintending Engineer, RWS&S, Karimnagar (now Retd.), is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri O. Rajalingam, the then Superintending Engineer, RWS&S, Karimnagar (now Retd.), is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte, based on the material available on record.

6. Sri O. Rajalingam, the then Superintending Engineer, RWS&S, Karimnagar (now Retd.), is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri O. Rajalingam, the then Superintending Engineer, RWS&S, Karimnagar (now Retd.), is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

To

Sri O. Rajalingam, the then Superintending Engineer , RWS&S, Karimnagar
(now Retd.)through the Engineer-in-Chief, RWS&S , Hyderabad.

(PTO)

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The Engineer-in-Chief, RWS&S, Hyderabad.

(in duplicate with a request to serve and return the dated acknowledgement copy)

Copy to:

The PR&RD (Estt.I) Department.

SF/SC

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE-I

(Annexure to G.O.Rt.No. 402 , PR&RD (Vig.IA) Dept., dt.21.02.2014)

STATEMENT OF ARTICLE OF CHARGES AGAINST SRI O.RAJALINGAM, THE THEN SUPERINTENDING ENGINEER, KARIMNAGAR (NOW RETD.)

CHARGE:-I:

That Sri O.Rajalingam, the then Superintending Engineer, RWS&S, Karimnagar indulged in doing official favour with malafide intention to the contractor by approving the price variation to facilitate payment for Rs.4,27,782/- against the agreement conditions to the agency and also approved defective design of pumping main.

BASIS:-

The Chief Engineer, Vig. & QC, RWS&S, Hyderabad in his Lr.No.AEE1/DEEIII/1254/Non commissioning of schemes/KNR, dt.13.2.2013 has reported that the scheme "Providing Pumping Main from Manai river to Kothapalley(v)" of Jammikunta (M), with an estimated cost Rs.35.00 Lakhs under ARWS Plain Grant, is not as per standard design. 110mm dia pipe was adopted for the pumping main instead of 160mm dia arrived as per design in the said work as there was already existing certain length of 110mm dia 6kg pipes to which designed pipeline was proposed to be connected. For the population details shown in the estimate, for the required head and LPM the diameter and class of the pipe shall be 160mm dia 8kg HDPE Pipes. But in the estimate 110mm dia 6kg HDPE Pipes were approved stating the above said reason. As the diameter and class of the pipes are not selected as per design calculations due to which the scheme has become defunct there by the entire expenditure of Rs.35.00 Lakhs became unfruitful. Sri.O.Rajalingam the then SE,RWS&S,Karimnagar has favoured the M/S Balaji Industries Kama Reddy by granting extension of time without any valid reasons though the materials are supplied beyond the specified time of 30 days for facilitating payment of price variation against the agreement conditions. Sri O.Rajalingam also approved the manual rate of excavation for the quantity of 2340m which was actually executed by machinery which is irregular. Thus, he failed to follow the rules in vogue. From this, it is evident that he has shown gross negligence towards his Legitimate Duties and failed in Supervision which in violation of Rule (3) of A.P.Civil Services (Conduct) Rules, 1964.

Hence the charge.

Charge II

That Sri O.RajaLingam, the then Superintending Engineer, RWS&S, Karimnagar has allowed to procure the 110mm dia 6kg/cm² HDPE Pipes without ISI mark utilized in the work supplied by the M/s .Balaji Pipes Ltd, Kama Reddy, which is violation of the agreement conditions.

BASIS:-

The Chief Engineer, Vig. & QC, RWS&S, Hyderabad in his Lr.No.AEE1/DEEIII/1254/Non Commissioning of Schemes/KNRdt.13.2.2013 has reported that in the test reports of Pre-delivery control inspection conducted by Sri.O.Rajalingam, Superintending Engineer, RWS&S, the date of inspection and total quantity were not mentioned and the SE had not put the date. He allowed to procure the 110mm dia 6kg/cm² HDPE Pipes without ISI mark utilized in the work supplied by M/s. Balaji Pipes Ltd, Kamareddy, for which the pre delivery Quality Control Inspection was conducted by S.E, RWS&S, Karimnagar and EE, RWS&S, Karimnagar is in violation of agreement conditions. Thus, he failed to follow the rules in vogue. From this, it is evident that he has shown gross negligence towards his Legitimate Duties and failed in Supervision which is in violation of Rule (3) of A.P.Civil Services (Conduct) Rules, 1964.

Hence the charge.

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

SECTION OFFICER

ANNEXURE-II

(Annexure to G.O.Rt.No. 402 ., PR&RD (Vig.IA) Dept., dt.21.02.2014)

**LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES ARE
PROPOSED TO BE SUSTAINED AGAINST SRI O.RAJALINGAM, THE THEN
SUPERINTENDING ENGINEER, KARIMNAGAR(NOW RETD.)**

Lr.No.AEE1/DEEIII/1254/Non Commissioning of Schemes /KNR, dt.13.2.2013 of
Chief Engineer, V&QC, RWS&S, Hyderabad.

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

SECTION OFFICER

ANNEXURE-III

(Annexure to G.O.Rt.No. 402 , PR&RD (Vig.IA) Dept., dt.21.02.2014)

**LIST OF WITNESSES BY WHICH THE ARTICLE OF CHARGES ARE PROPOSED TO
BE SUSTAINED AGAINST SRI O.RAJALINGAM, THE THEN SUPERINTENDING
ENGINEER, KARIMNAGAR(NOW RETD.)**

- NIL -

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

SECTION OFFICER